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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 HENRY J. PRIEN,

9 Plaintiff,

10 v.

11 GARY LUCAS, et al.,

12 Defendants.

Case No. C08-5733BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

13 This matter comes before the Court on the Report and Recommendation of the
14 Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 8). The Court having
15 considered the Report and Recommendation, Plaintiff's failure to file objections, and the
16 remaining record, does hereby find and order:

- 17 (1) The Court adopts the Report and Recommendation; and
18 (2) This action is **DISMISSED** because Plaintiff has advised the Court that he no
19 longer seeks to pursue this action.

20 DATED this 2nd day of March, 2009.

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24 BENJAMIN H. SETTLE
25 United States District Judge
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28 ORDER